

## Union Calendar No. 112

112<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1160

[Report No. 112-168]

To require the Secretary of the Interior to convey the McKinney Lake National Fish Hatchery to the State of North Carolina, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

MARCH 17, 2011

Mr. KISSELL (for himself, Mr. JONES, Mr. BUTTERFIELD, Mr. MCINTYRE, Mr. SHULER, Mr. COBLE, Mr. PRICE of North Carolina, Mrs. MYRICK, Mrs. ELLMERS, and Mr. MILLER of North Carolina) introduced the following bill; which was referred to the Committee on Natural Resources

JULY 20, 2011

Additional sponsor: Ms. FOXX

JULY 20, 2011

Committed to the Committee of the Whole House on the State of the Union  
and ordered to be printed

# **A BILL**

To require the Secretary of the Interior to convey the McKinney Lake National Fish Hatchery to the State of North Carolina, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “McKinney Lake Na-  
5 tional Fish Hatchery Conveyance Act”.

6 **SEC. 2. CONVEYANCE OF MCKINNEY LAKE NATIONAL FISH**  
7 **HATCHERY.**

8 (a) DEFINITIONS.—In this section:

9 (1) SECRETARY.—The term “Secretary” means  
10 the Secretary of the Interior.

11 (2) STATE.—The term “State” means the State  
12 of North Carolina.

13 (b) CONVEYANCE.—Not later than 180 days after the  
14 date of enactment of this Act, the Secretary shall convey  
15 to the State, without reimbursement, all right, title, and  
16 interest of the United States in and to the property de-  
17 scribed in subsection (c), for use by the North Carolina  
18 Wildlife Resources Commission as a component of the fish  
19 and wildlife management program of the State.

20 (c) DESCRIPTION OF PROPERTY.—The property re-  
21 ferred to in subsection (b) is comprised of the property  
22 known as the “McKinney Lake National Fish Hatchery”,  
23 which—

1           (1) is located at 220 McKinney Lake Road,  
2           Hoffman (between Southern Pines and Rocking-  
3           ham), in Richmond County, North Carolina;

4           (2) is a warmwater facility consisting of ap-  
5           proximately 422 acres; and

6           (3) includes all improvements and related per-  
7           sonal property under the jurisdiction of the Sec-  
8           retary that are located on the property (including  
9           buildings, structures, and equipment).

10          (d) USE BY STATE; REIMBURSEMENT.—

11           (1) USE.—The property conveyed to the State  
12           under this section shall be used by the State for pur-  
13           poses relating to fishery and wildlife resources man-  
14           agement.

15           (2) REVERSION.—

16           (A) IN GENERAL.—If the property con-  
17           veyed to the State under this section is used for  
18           any purpose other than the purpose described  
19           in paragraph (1), all right, title, and interest in  
20           and to the property shall revert to the United  
21           States.

22           (B) CONDITION OF PROPERTY.—If the  
23           property described in subparagraph (A) reverts  
24           to the United States under this paragraph, the  
25           State shall ensure that the property is in sub-

1           stantially the same or better condition as the  
2           condition of the property as of the date of the  
3           conveyance of the property under this section.

4           (C) EXCEPTION.—This paragraph shall  
5           not apply with respect to use of the property  
6           under subsection (e).

7           (e) USE BY SECRETARY.—

8           (1) IN GENERAL.—The Secretary shall require,  
9           as a condition and term of the conveyance of prop-  
10          erty under this section, that the State shall, upon  
11          the request of the Secretary, allow the United States  
12          Fish and Wildlife Service to use the property in co-  
13          operation with the Commission for propagation of  
14          any critically important aquatic resources held in  
15          public trust to address specific restoration or recov-  
16          ery needs of such resource.

17          (2) REIMBURSEMENT.—The Secretary shall re-  
18          imburse the Commission for any costs incurred by  
19          the Commission for use of the property under this  
20          subsection.

21          (3) FUNDING.—The authority of the Secretary  
22          to use the property under this subsection is subject  
23          to the availability of appropriations.

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